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9 **BEFORE THE**
BOARD OF REGISTERED NURSING
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2009-80

13 PATTI GAIL WEST TRUBY,
a.k.a. PATTI GAIL HUSKEY
14 P.O. Box 997
Lucerne, California 95498

A C C U S A T I O N

15 Registered Nurse License No. 471801

16 Respondent.

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18 Complainant alleges:

19 **PARTIES**

20 1. Ruth Ann Terry, M.P.H., R.N. ("Complainant") brings this Accusation
21 solely in her official capacity as the Executive Officer of the Board of Registered Nursing
22 ("Board"), Department of Consumer Affairs.

23 2. On or about September 30, 1991, the Board issued Registered Nurse
24 License Number 471801 to Patti Gail West Truby, also known as Patti Gail Huskey
25 ("Respondent"). Respondent's registered nurse license was in full force and effect at all times
26 relevant to the charges brought herein and will expire on October 31, 2009, unless renewed.

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1 renal disease, diabetes, Parkinson's, hypertension, and hypothyroidism. CN's neurologic status
2 never improved after the TBI and although the family was told of her poor prognosis, they
3 elected to continue with a full code status.

4 9. Respondent assumed the care of CN on the night shift, beginning October
5 28, 2005. Previously that day, CN had "coded" and required re-intubation as well as vasopressor
6 support of her blood pressure. At the beginning of Respondent's shift, the cardiac monitor was
7 malfunctioning, and a portable monitor was then used. Throughout the shift, CN continued to
8 require increasing doses of Levophed and sodium bicarbonate for acidosis. Orders were received
9 from the attending on call, Dr. G. At approximately 0600 hours, Respondent recognized an
10 erratic heart rate and placed an external pacemaker; no blood pressure was palpable at that time.

11 10. Respondent is subject to disciplinary action pursuant to Code section
12 2761, subdivision (a)(1), on the grounds of unprofessional conduct, in that on or about October
13 28, 2005, and October 29, 2005, Respondent was guilty of incompetence within the meaning of
14 Regulation 1443, as follows: Respondent failed to notify the physician of the change in CN's
15 condition or the placement of the external pacemaker, in violation of the ICU's Policy and
16 Procedure for Use of Non-Invasive External Pacemaker.

17 **SECOND CAUSE FOR DISCIPLINE**

18 **(Unprofessional Conduct)**

19 11. Complainant incorporates by reference as though fully set forth herein the
20 allegations contained in paragraphs 7 through 9 above.

21 12. Respondent is subject to disciplinary action pursuant to Code section
22 2761, subdivision (a), in that on or about October 28, 2005, and October 29, 2005, Respondent
23 committed acts constituting unprofessional conduct, as set forth in paragraph 10 above.

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PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

1. Revoking or suspending Registered Nurse License Number 471801, issued to Patti Gail West Truby, also known as Patti Gail Huskey;
2. Ordering Patti Gail West Truby, also known as Patti Gail Huskey, to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3; and
3. Taking such other and further action as deemed necessary and proper.

DATED: 10/7/08.


RUTH ANN TERRY, M.P.H., R.N.
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California

Complainant